

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police Department – Sanction of Compensation amount of Rs.1,15,399-00 in CMA No. 516/2000 in MVOP No.254/1997 filed by Sri Damera Girmaiah as an advance from the Contingency Fund – Orders – Issued.

HOME (WNT) DEPARTMENT

G.O.Rt.No: 1416

Dated: 26-8-2011

Read:

From the D.G.P., A.P., Hyd.,Lr.Rc.No.184/U3/2011, **Dated:** 23.4.2011.

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O R D E R:

The Director General of Police., A.P., Hyderabad in his letter read above has stated that the Superintendent of Police, Warangal has reported that Sri Damera Girmaiah, S/o Sri Laxmaiah has filed MVOP No.254/1997 at MACT, Warangal, claiming compensation for an amount of Rs.1,22,000/-, for injuries sustained by Sri Damera Girmaiah, in an accident caused by Police Vehicle (Jeep) bearing No. AHY 5141 on 31-08-1996. The MACT-III Addl. District Judge, Warangal, in his judgment, dated 17-12-1998, has awarded a compensation of Rs.56,700/-, with interest @ 12 % per annum thereon from the date of filing of petition, till the date of realization and proportionate costs.

2. The Government Pleader for Arbitration, High Court, Hyderabad had opined that it was a fit case to file an appeal before the Hon'ble High Court of AP, Hyderabad and obtain stay orders. As per the opinion of the Government Pleader for Arbitration, High Court, Hyderabad, an amount of Rs.25,000/-, was deposited in the MACT Warangal on 22-12-1999. The department had later filed CMA No.516/2000 against orders in MVOP No.254/1997, for interim stay, which was granted by the Hon'ble High Court, Hyderabad on the condition of petitioners depositing half of the award amount and interest + cost.

3. As per the High Court orders, dated 12-02-2007, in CMA No.516/2000, it is evident that the CMA has been dismissed for default, for non-compliance of the order within two weeks period.

4. The Government Pleader for Arbitration, High Court, Hyderabad has, therefore, opined that it is not a fit case for prosecuting further and advised to satisfy the award to avoid the attachment of movable properties of the department pending in EP before MACT.

5. The Director General of Police., A.P., Hyderabad has worked out the total compensation amount to be deposited in the case is worked out as follows:-

- | | | | | |
|----|---|---|-----------------|--|
| 1. | Decretal amount | : | Rs.56,700-00 | |
| 2. | Interest amount @ 12%
Per annum from
15-04-1997 to 22-12-1999 | : | (+)Rs.17,286-00 | |
| | Total | : | Rs.73,986-00 | |
3. Deposited of Rs.25,000/-
In Hon'ble court on 22-12-99

for preferring an appeal	:	(-) Rs.25,000-00

Total	:	Rs.48,986-00
4. Interest from 23-12-99 to 30-04-2011 @ 12% p.a. On Rs.48,986/-	:	Rs.65,643-00
5. Proportionate costs	:	Rs.770-00

Total Payable Amount	:	Rs.1,15,399-00

6. The Director General of Police., A.P., Hyderabad has, therefore, requested the Government to accord administrative sanction for an amount of Rs.**1,15,399/-** (Rupees One lakh Fifteen thousand Three hundred and Ninety nine only) towards compensation with interest in CMA No.516/2000 against MVOP No.254/1997 filed by Sri Damera Girmaiah, S/o Sri Laxmaiah, and to provide funds by way of advance from the contingency funds of A.P., under the Head of A/c "2055 Police – MH 109 – District Police – SH (03) District Police Force – 500/503 other expenditure (Charged)".

7. Government after careful examination hereby accord sanction for payment of an amount of Rs.**1,15,399/-** (Rupees One lakh Fifteen thousand Three hundred and Ninety nine only) towards compensation with interest in CMA No.516/2000 against MVOP No.254/1997 filed by Sri Damera Girmaiah, S/o Sri Laxmaiah.

8. The expenditure sanctioned in para (6) above shall be debited to the Head of Account "2055 Police – MH 109 – District Police – SH (03) District Police Force – 500/503 other expenditure (Charged)" and shall initially be met by way of an advance from the Contingency Fund, for which orders will be issued by Finance (BG.I) Department, separately.

9. The Director General of Police., A.P., Hyderabad is requested to draw and disburse the amount to the concerned and also requested to submit necessary proposals for obtaining supplementary grant at appropriate time during the current financial year 2011 – 2012 towards recoupment of advance drawn from the Contingency Fund.

10. This order issues with the concurrence of Finance (Exp.Home) Department, vide their U.O.No.21428/306/A1/Expr.Home/11, dated : 20-8-2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P., Hyderabad.
The Principal Accountant General (A&E), Andhra Pradesh, Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Director of Treasuries and Accounts Officer, A.P., Hyderabad.
The District Treasury Officer, Warangal.
The Finance (Exp.Home) Department.
The Finance (BG) Department.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER